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Cc: Cleland-Hamnett, Wendy[Cleland-Hamnett.Wendy@epa.gov]; Mottley, Tanya[Mottley.Tanya@epa.gov]
From: Symmes, Brian
Sent: Wed 3/26/2014 6:07:26 PM
Subject: RE: Sen. Manchin (WV) Inquiry on PCBs Storage Regulations

761.65(c)(1)(iv) requires a Spill Prevention, Control and Countermeasure Plan for temporary storage of PCB waste in storage tanks. This would be ORCR's responsibility, **Ex. 5 - Deliberative**

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From: Flattery, Priscilla
Sent: Wednesday, March 26, 2014 1:34 PM
To: Grant, Brian; Berol, David; Blunck, Christopher; Symmes, Brian
Cc: Cleland-Hamnett, Wendy
Subject: FW: Sen. Manchin (WV) Inquiry on PCBs Storage Regulations

Guys – can we take a look at this. It's a short turnaround. Thanks.

From: Davis, CatherineM
Sent: Wednesday, March 26, 2014 1:29 PM
To: Fort, Felecia; Wallace, Ryan; Mojica, Andrea; Flattery, Priscilla
Cc: Kaiser, Sven-Erik
Subject: Sen. Manchin (WV) Inquiry on PCBs Storage Regulations

Hi PCBs Team,

Sen. Manchin has introduced a bill, [S. 1916](#), to regulate chemicals above ground storage tanks that may impact drinking water sources if there is a release. (The language in the bill currently talks about “chemical storage facilities,” but it is likely that that will be change to “chemical storage tanks.”) The purpose of this bill is to prevent another spill like the release of MCHM in WV by requiring inspection and secondary containment. They are considering adding a list of exemption, such as tanks covered by Atomic Energy Act regulations. One of the exemptions being considered is “tanks subject to the requirements established by EPA pursuant to 40 CFR 761.”

- Are there standards for storage tanks in 40 CFR 761?
- If so, would EPA have any concerns about exempting tanks regulated under 40 CFR 761 from this bill?

I believe staff is working towards a markup of the bill next week, so it would be helpful to be able to get back to them today or early tomorrow. Please let me know if you have any questions or need any additional information.

Regards,

Cathy Davis

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